IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

WP(C).No. 7813 of 2007(E)

PETITIONER:

VISALAKSHI AMMA K., W/O. ACHUTHAN NAIR,
AGED 60 YEARS, KUDUKKATH HOUSE,
KADANCHERI P.O., KALADI VIA,
MALAPPURAM DISTRICT.

BY ADV. SRI.SUDHEESH.A.

RESPONDENTS:

---

1. THE GENERAL MANAGER(AUTHORIZED OFFICER),
MALAPPURAM DISTRICT CO-OPERATIVE BANK LTD.4329,
HEAD OFFICE, UP HILL, MALAPPURAM.

2. THE BRANCH MANAGER,
MALAPPURAM DISTRICT CO-OPERATIVE BANK LTD.NO.4329,
EVENING BRANCH, PONNANI.

BY ADV. SRI.U.K.RAMAKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C)No. 7813/2007

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE NOTICE DATED 19/12/2006 ISSUED BY THE 1ST RESPONDENT.

P2 (a) : COPY OF THE RECEIPT OF ACCEPTANCE OF AMOUNT.

P2(b) : COPY OF THE RECEIPT OF ACCEPTANCE OF AMOUNT.

// TRUE COPY //

PA TO JUDGE

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 7813 of 2007 E

Dated, this the 9th day of April, 2007

J U D G M E N T

Prayer in the W.P.(C) is only for granting installment facility to clear the arrears, which is stated to be above Rs. 1 lakh. According to the petitioner, petitioner has paid Rs. 50,000/- under interim order dated 08/03/2007. In view of the payment and undertaking to clear the balance arrears in 15 equal monthly installments, this WP(C) is disposed of directing the respondents to keep the recovery proceedings in abeyance for payment in 15 equal monthly instalments. Accordingly petitioner is granted 15 equal monthly instalments to clear the entire arrears, first instalment of which will be paid on or before 10th May 2007 and balance on or before 10th day of 14 succeeding months. If default is committed by the petitioner in paying any of the installments as above, the installment facility granted will stand automatically vacated on first default and the respondents are free to proceed for recovery of entire arrears.

This WP(C) is disposed of as above.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg